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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 KEVIN D. DILTZ,

10 Petitioner,

11 v.

12 JERI BOE,

13 Respondent.

NO. C18-981-JCC-JPD

ORDER GRANTING  
RESPONDENT'S MOTION FOR  
EXTENSION OF TIME TO  
ANSWER PETITION

14 This matter comes before the Court upon respondent's Motion for an Extension of  
15 Time to File an Answer to the Petition. Dkt. 10. Specifically, on July 30, 2018, the Court  
16 ordered service of petitioner's habeas petition and directed respondent to answer the petition  
17 within forty-five (45) days of service of the order and petition. Dkt. 6.


18 In the instant motion, respondent asserts that he is still waiting to receive files from the  
19 Washington state courts pertaining to petitioner's state court proceedings. Dkt. 10 at 2.  
20 Respondent asserts that an extension of time is necessary to obtain all the state court files and  
21 to complete an answer in accordance with Rule 5. *Id.*

22 Respondent's motion for an extension of time to file an answer to the habeas petition,  
23 Dkt. 10, is GRANTED. Respondent shall file an answer to the habeas petition by no later than  
24 **October 15, 2018**. As discussed in the Court's Service Order, the answer will be treated in

1 accordance with LCR 7. Accordingly, on the face of the answer, **respondent shall note it for**  
2 **consideration on the fourth Friday after filing.** Petitioner may file and serve a response no  
3 later than the Monday immediately preceding the Friday designated for consideration of the  
4 matter, and respondent may file and serve a reply no later than the designated Friday.

5 The Clerk is directed to send a copy of this Order to counsel for petitioner, counsel for  
6 respondent, and the Honorable John C. Coughenour.

7 DATED this 12th day of September, 2018.

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9 JAMES P. DONOHUE  
10 United States Magistrate Judge  
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